

IN THE UNITED STATES DISTRICT COURT FOR THE
SOUTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION

CHRISTINE MOSQUITO, as Executrix of)
the Estate of QUINTON D. MOSQUITO,)
)
Plaintiff,)
)
Vs.) Case Number CV-2009-103
)
PATE STEVEDORE CO., INC.;)
PASCAGOULA-MOSS POINT)
STEVEDORES, ILA PENSION PLAN;)
)
Defendant.)

JOINT MOTION TO TRANSFER

COME NOW the Plaintiff and the Defendant Pascagoula-Moss Point Stevedores, ILA Pension Plan, by and through counsel, and file this Joint Motion to Transfer, and in support thereof, would show as follows:

1. Based upon discussions between counsel for the parties, the parties have come to an agreement that this court lacks personal jurisdiction over Pascagoula-Moss Point Stevedores, ILA Pension Plan, and this claim should be transferred to the United States District Court for the Southern District of Mississippi.

WHEREFORE, the Plaintiff and the Defendant Pascagoula-Moss Point Stevedores, ILA Pension Plan pray this Honorable Court transfer this case to the United States District Court for the Southern District of Mississippi.

s/ Jason C. Johnston

Michael S. McNair (MCNAM5298)
Jason C. Johnston (JOHNJ8702)
Attorneys for Plaintiff
M. S. McNair, Attorney at Law, P.C.
2151 Government Street
Mobile, AL 36606
(251) 450-0111 msm@mcnair.com
(251) 450-0822 fax jcj@mcnair.com

s/ Vincent J. Castigliola, Jr. (with permission)

Vincent J. Castigliola, Jr. (CASTV2245)
H. Benjamin Mullen
Attorneys for Pascagoula-Moss Point
Stevedores, ILA Pension Plan
Bryan, Nelson, Schroeder, Castigliola &
Banahan, PLLC
P.O. Drawer 1529
Pascagoula, MS 39568
(228) 762-6631 vc@bnscb.com
(228) 769-6392 fax ben@bnscb.com